

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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MICHAEL CHRISTY,

Plaintiff,

-v-

S. BASTIAN *et al.*,

Defendants.

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19 Civ. 9666 (JPC)

ORDER

JOHN P. CRONAN, United States District Judge:


On April 15, 2022, the Court extended the time for Plaintiff to oppose Defendants’ motion to dismiss the Second Amended Complaint (“Motion”), which was due on March 30, 2022, until April 29, 2022. Dkt. 116. Plaintiff did not file any opposition to the Motion by the April 29, 2022 deadline for him to do so, and the docket reflects that the Court’s April 15, 2022 Order, which was sent to the address provided by Plaintiff on the docket, was returned on May 18, 2022 as “Not Deliverable As Addressed Unable To Forward, Return to Sender, MOVED.”

Accordingly, it is hereby ORDERED that, by June 2, 2022, Plaintiff shall oppose Defendants’ Motion or provide an updated address to the Court. Plaintiff is reminded that it is his responsibility to keep a current address on file with the Clerk’s Office, and failure to do so may result in the dismissal of this action. *See* Fed. R. Civ. P. 41(b) (authorizing a court to dismiss an action for failure of the plaintiff “to prosecute or to comply with . . . a court order”); *LeSane v. Hall’s Sec. Analyst, Inc.*, 239 F.3d 206, 209 (2d Cir. 2001) (“Although the text of Fed. R. Civ. P. 41(b) expressly addresses only the case in which a defendant moves for dismissal of an action, it is unquestioned that Rule 41(b) also gives the district court authority to dismiss a plaintiff’s case *sua sponte* for failure to prosecute.”).

It is further ORDERED that Defendants shall advise the Court of any other addresses for Plaintiff.

SO ORDERED.

Dated: May 19, 2022  
New York, New York



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JOHN P. CRONAN  
United States District Judge